

FORM PTO-1390  
(REV. 01-2003)

US DEPARTMENT OF COMMERCE PATENT &amp; TRADEMARK OFFICE

ATTORNEY'S DOCKET NUMBER  
120822**TRANSMITTAL LETTER TO THE UNITED STATES  
DESIGNATED/ELECTED OFFICE (DO/EO/US)  
CONCERNING A FILING UNDER 35 U.S.C. 371**U.S. APPLICATION NO. (If known, see 37 CFR 1.5)  
New U.S. National Stage of PCT/JP03/03213**10/505147**INTERNATIONAL APPLICATION NO.  
PCT/JP03/03213INTERNATIONAL FILING DATE  
March 18, 2003PRIORITY DATE CLAIMED  
March 18, 2002

## TITLE OF INVENTION

CONTAINER-PACKED, OIL-IN-WATER TYPE EMULSIFIED FOOD PRODUCT AND METHOD FOR MANUFACTURE THEREOF

## APPLICANTS FOR DO/EO/US

Hideaki KOBAYASHI, Masahiro ARIIZUMI, Yasuhiko SHIGEMATSU, Mitsuru TAKAMIYA, Hajime MATSUDA and Nobuhisa SAKABE

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

1. ☒ This is a **FIRST** submission of items concerning a filing under 35 U.S.C. 371.
2. ☐ This is a **SECOND** or **SUBSEQUENT** submission of items concerning a filing under 35 U.S.C. 371.
3. ☒ This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (21) indicated below.
4. ☒ The US has been elected (Article 31).
5. ☒ A copy of the International Application as filed (35 U.S.C. 371(c)(2))
  - a. ☐ is attached hereto (required only if not communicated by the International Bureau).
  - b. ☒ has been communicated by the International Bureau.
  - c. ☐ is not required, as the application was filed in the United States Receiving Office (RO/US).
6. ☒ An English language translation of the International Application as filed (35 U.S.C. 371(c)(2))
  - a. ☒ is attached hereto.
  - b. ☐ has been previously submitted under 35 U.S.C. 154(d)(4).
  - c. ☐ The International Application was filed in English.
7. ☐ Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))
  - a. ☐ are attached hereto (required only if not communicated by the International Bureau).
  - b. ☐ have been communicated by the International Bureau.
  - c. ☐ have not been made; however, the time limit for making such amendments has NOT expired.
  - d. ☐ have not been made and will not be made.
8. ☐ An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).
9. ☒ An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).
10. ☐ An English language translation of the annexes of the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).

**Items 11 to 20 below concern document(s) or information included:**

11. ☒ An Information Disclosure Statement under 37 CFR 1.97 and 1.98.
12. ☒ An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
13. ☐ A preliminary amendment.
14. ☒ An Application Data Sheet under 37 CFR 1.76.
15. ☐ A substitute specification.
16. ☒ A power of attorney and/or change of address letter.
17. ☐ A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 37 CFR 1.821 - 1.825.
18. ☐ A second copy of the published international application under 35 U.S.C. 154(d)(4).
19. ☐ A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4).
20. ☒ Transmittal of Power of Attorney

U.S. APPLICATION NO. **15/0461**  
 New U.S. National Stage of  
 PCT/JP03/03213

INTERNATIONAL APPLICATION NO.  
 PCT/JP03/03213

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 120822

21. ☒ The following fees are submitted:

**BASIC NATIONAL FEE (37 CFR 1.492(a)(1)-(5)):**

Neither international preliminary examination fee (37 CFR 1.482) nor  
 international search fee (37 CFR 1.445(a)(2)) paid to USPTO and  
 International Search Report not prepared by the EPO or JPO..... **\$1,080.00**

International preliminary examination fee (37 CFR 1.482) not paid to USPTO  
 but International Search Report prepared by the EPO or JPO..... **\$ 920.00**

International preliminary examination fee (37 CFR 1.482) not paid to USPTO  
 but international search fee (37 CFR 1.445(a)(2)) paid to USPTO..... **\$ 770.00**

International preliminary examination fee (37 CFR 1.482) paid to USPTO but  
 all claims did not satisfy provisions of PCT Article 33(1)-(4)..... **\$ 730.00**

International preliminary examination fee (37 CFR 1.482) paid to USPTO and  
 all claims satisfied provisions of PCT Article 33(1)-(4)..... **\$ 100.00**

**ENTER APPROPRIATE BASIC FEE AMOUNT =**

**CALCULATIONS PTO USE ONLY**

\$920.00

Surcharge of **\$130.00** for furnishing the oath or declaration later than 30 months from the  
 earliest claimed priority date (37 CFR 1.492(e)).

\$

CLAIMS

NUMBER FILED

NUMBER EXTRA

RATE

\$

Total Claims

4- 20 =

0

X \$ **86.00**

\$

Independent Claims

1- 3 =

0

X \$ **86.00**

\$

MULTIPLE DEPENDENT CLAIM(S)(if applicable)

+ **\$290.00**

\$

**TOTAL OF ABOVE CALCULATIONS =**

\$920.00

☐ Applicant claims small entity status. See 37 CFR 1.27. The fees indicated above are  
 reduced by 1/2.

\$

**SUBTOTAL =**

\$920.00

Processing fee of **\$130.00** for furnishing the English translation later than 30 months from  
 the earliest claimed priority date (37 CFR 1.492(f)).

\$

**TOTAL NATIONAL FEE =**

\$920.00

Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be  
 accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). **\$40.00** per property +

\$

**TOTAL FEES ENCLOSED =**

\$920.00

Amount to be  
 refunded: \$

charged: \$

- a. ☒ A check in the amount of **\$920.00** to cover the above fees is enclosed.  
 b. ☐ Please charge my Deposit Account No. \_\_\_\_\_ in the amount of \$ \_\_\_\_\_ to cover the above fees. A duplicate copy of this  
 sheet is enclosed.  
 c. ☒ The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to  
 Deposit Account No. **15-0461**. A duplicate copy of this sheet is enclosed.  
 d. ☐ Fees are to be charged to a credit card. **WARNING:** Information on this form may become public. **Credit card**  
**information should not be included on this form.** Provide credit card information and authorization on PTO-2038.

**NOTE:** Where an appropriate time limit under 37 CFR 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b))  
 must be filed and granted to restore the application to pending status.

SEND ALL CORRESPONDENCE TO:

OLIFF & BERRIDGE, PLC  
 Customer Number: 25944

Date August 20, 2004

NAME: James A. Oliff  
 REGISTRATION NUMBER: 27,075

NAME: Joel S. Armstrong  
 REGISTRATION NUMBER: 36,430